

Message Text

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TO AMEMBASSY MEXICO

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E.O. 11652: N/A

TAGS: EIND, EINV, MX

SUBJECT: MEXICAN PATENT LAW

REF: A) MEXICO 14304, B) MEXICO 13678, C) STATE 206234

1. AS REPORTED REF C, DEPARTMENT HAS WITHHELD REQUESTING EMBASSY TO DELIVER DETAILED DEMARCHE ON NEW PATENT LAW TO GOM SINCE, IN WANING DAYS OF ECHEVERRIA ADMINISTRATION SUCH DEMARCHE UNLIKELY TO HAVE HAD ANY POSITIVE BENEFITS. DESPITE REGULATIONS ISSUED RECENTLY BY GOM (REF A) VARIOUS ASPECTS OF NEW LAW CONTINUE TO CAUSE PROBLEMS FOR US BUSINESS AND TO RAISE QUESTIONS REGARDING COMPLIANCE WITH THE PARIS CONVENTION FOR THE PROTECTION OF INDUSTRIAL PROPERTY TO WHICH MEXICO, THE U.S. AND SOME 80 OTHER NATIONS ADHERE.

2. DEPARTMENT NOW PLANNING TO FORWARD TO EMBASSY REVISED TEXT OF POSSIBLE AIDE MEMOIRE TO BE DELIVERED TO GOM IN MANNER EMBASSY DEEMS MOST APPROPRIATE. COMMUNICATION CONTAINS JOINT VIEWS OF CONCERNED U.S. AGENCIES ON LEGAL ISSUES AND OTHER PROBLEMS INHERENT IN NEW LAW. IN VIEW OF LIMITED OFFICIAL USE

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LOPEZ PORTILLO'S STATED INTENTION OF REVIEWING NEW LAW ON

PATENTS AND TRADEMARKS (REF B, PARA 5), IT APPEARS THAT NEW
ADMINISTRATION MAY BE MORE SYMPATHETIC TO OUR CONCERNS THAN

PREVIOUS ONE WAS.

3. DEPARTMENT WOULD APPRECIATE EMBASSY'S VIEWS ON PLAN OF

ACTION DESCRIBED PARA 2 ABOVE. EMBASSY ALSO REQUESTED
TO PROVIDE ANY AVAILABLE BIODATA ON NEW SECRETARY OF

INDUSTRY AND COMMERCE, NEW DIRECTOR OF NATIONAL REGISTRY
FOR TECHNOLOGY TRANSFER, AND NEW DIRECTOR GENERAL OF
INDUSTRIAL PROPERTY. ROBINSON

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